

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Draper et al.
SERIAL NUMBER : 10/692,563 EXAMINER : Sabiha Naim Qazi
FILING DATE : October 24, 2003 ART UNIT : 1612
FOR : SUBSTITUTED TETRACYCLINE COMPOUNDS FOR THE
TREATMENT OF MALARIA

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

This Information Disclosure Statement is being filed as a supplement to an SIDS filed on December 12, 2008 in the instant case. As a result, the references have not been included due to their previous submission on December 12, 2008 as Express Mail Label No. EV 923356951 US.

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449.

Each item of information contained in this information disclosure statement was first cited in the European Search Report for counterpart application EP 03781398, which was communicated to Applicants' U.S. attorneys on November 19, 2008. This communication was not received by any individual designated in 1.56(c) more than thirty days prior to the filing of the information disclosure statement.

This Supplemental Information Disclosure Statement is being filed within three months of the mailing date of the Supplementary European Search Report for EP 03 78 1398, mailed November 19, 2008. Accordingly, no fee is believed required.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 16534-526002US.

Respectfully submitted,



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